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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ANTHONY MICHAEL CIMINO,
Plaintiff,

vs.

MICHAEL J. ASTRUE,
Defendant.

FILED

APR 4 2012

MICHAEL J. ASTRUE
BY *[Signature]*

CIVIL ACTION

NO. 10-cv-3485

ORDER

AND NOW, this 4th day of April, 2012, upon careful consideration of

the Report and Recommendation filed by United States Magistrate Judge Lynne A. Sitarski, ~~and~~

NY to which no objections were timely filed,
upon independent review of the briefs filed by the parties, it is hereby ORDERED that:

1. the Report and Recommendation is APPROVED and ADOPTED;
2. Plaintiff's Request for Review is GRANTED; and
3. this matter is REMANDED to the Commissioner for further proceedings consistent with the Report and Recommendation.

BY THE COURT:

[Signature]
NORMA L. SHAPIRO, J.